IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

TUESDAY, THE 27TH NOVEMBER 2007 / 6TH AGRAHAYANA 1929

WP(C).No. 9615 of 2006(T)

PETITIONER:

K. NARAYANAN, ATTENDER,
KADUKUTTY SERVICE SAHAKARNA BANK,
P.O. KADUKUTTY, THRISSUR DISTRICT.

BY ADV. SRI.P.K.SURESH KUMAR
SRI.K.P.SUDHEER

RESPONDENTS:
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1. **THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES, THRISSUR.**

2. **KADUKUTTY SERVICE SAHAKARANA BANK REPRESENTED BY ITS SECRETARY, KADUKUTTY P.O., THRISSUR DISTRICT.**

BY GOVERNMENT PLEADER SMT. M.K.PUSHAPALATHA for R1

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 27/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

WPC.NO.9615/2006 T

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF RESOLUTION NO.12 DTD. 7/11/2005 ISSUED BY THE 2ND RESPONDENT.**

EXT.P2: **COPY OF REQUEST DTD. 18/01/2006 SUBMITTED BY THE 2ND RESPONDENT BEFORE THE 1ST RESPONDENT.**

EXT.P3: **COPY OF ORDER DTD. 24/02/2006 ISSUED BY THE 1ST RESPONDENT.**

/TRUE COPY/

P.A.TO JUDGE

KSS

THOTTATHIL B.RADHAKRISHNAN, J.

W.P(C).No.9615 OF 2006

Dated this the 27th day of November, 2007

JUDGMENT

Ext.P1 is the decision taken by the committee of a co-operative bank on 7.11.2005 to grant exemption to the petitioner. I have gone through it. Ext.P2 request is made seeking approval for the exemption in terms of Ext.P1 resolution. By Ext.P3, the request for approval of exemption has been refused. In terms of Rule 185 of the Kerala Co-operative Societies Rules, the minimum educational qualification, among other things, is SSLC and exemption shall not be granted under any circumstances, except for those who were appointed directly to the managerial post before 1.1.1974. Admittedly, the petitioner was appointed only on 2.1.1989 and therefore, the decision to grant exemption to him was rightly rejected by the competent authority. I find no jurisdictional error or legal infirmity in the impugned order. The writ petition fails. The same is accordingly dismissed.

Sd/-

THOTTATHIL B.RADHAKRISHNAN,
Judge

kkb.